M.R.O. 1—77,006—8-6-37.

(1) Number of pages 10.

(2) Date of repair

(3) Initials of the Referencer

MADRAS RECORD OFFICE.

Government of Madras.

Financial DEPARTMENT.

G.O. No. 493 Press / Mis.

15-16

Dated 5-11-1867.

6/7

15-16

Not to be folded or roughly handled

Read again letter from W. S LILLY, Esq., Acting Judge of the Small Cause Court, Combaconum, dated 12th August last, No. 172, and recorded in the Proceedings of Government of the 28th idem, No. 393.

No. 15. Read also the following letter from the Accountant General, to the Chief Secretary to Government, Fort Saint George; dated Fort Saint George, 16th October 1867, No. 228.

Post Audit Department.

With reference to Government Order, No. 393, dated 28th August last, I have the honor to report that, under Clause 83 of the revised Bill Rules, a Public Service Remittance Transfer Receipt on the Collector of Coimbatore cannot be granted to Mr. Lilly for the amount of his salary for the months of April and May last, as the clause in question distinctly provides for the issue of such receipts only for *bona fide* public purposes; nor can a Privilege Remittance Transfer Receipt be granted with reference to Clause 95 of the same Rules.

2. Mr. Lilly is no doubt aware that a Judicial Officer absent from his station, during the adjournment of his Court, is in precisely the same position as an Officer absent on privilege leave, with this exception, that the prohibition against drawing pay until return to station has not been enforced in the case of the former, because the adjournment is a compulsory leave; but this circumstance does not necessarily warrant the concession to those Officers of drawing pay at the stations at which, for their own private convenience, they may be residing during the recess. This permission, in the case of Covenanted Civil Servants, is conferred only on those absent on sick leave. The fact of the Treasury Officer at Coimbatore having fallen into the mistake of paying Mr. Lilly, does not, under the circumstances, seem to be a sufficient reason why Mr. Lilly should not meet the expense of replacing the money in the Coimbatore Treasury if Government agree with me in thinking that Officers similarly situated to Mr. Lilly are not entitled to draw their pay at any, but the station where they hold their appointments.

3. As regards the 2nd paragraph of the order under reply, in accordance with the views I hold, officers who leave their stations during the recess, should, in the beginning of the month following that for which pay is due, send their pay bills duly stamped and receipted to the Treasury Officer of their own district, with a request that the money may be remitted to them, either by means of supply Bills or Money Orders, whichever they choose, for which, of course, they will have to pay the premium demanded from the general public.

No. 16. ORDER THEREON, 5th November 1867, No. 493.

As it appears from the papers above referred to that the payment of Mr. Lilly's salary for April and May last, from the Coimbatore Treasury, was made under a misapprehension of the Rules in force, the Governor in Council is pleased to direct that, as a special case, the Accountant General will arrange for the remittance of the money to the Treasury at Coimbatore.

2. To obviate any misunderstanding in future, the Accountant General is requested to notify, by Circular, to all Judicial Officers the precise course which they should follow for drawing their salaries while absent from their stations during the recess.

3. A copy of the Circular will be submitted to Government for publication in the *Gazette*.

(True Extract.)

Chief Secretary.

To the Accountant General.
To W. S. Lilly, Esq., Combaconum.

Exd. S. T. Augustine.

Post Audit Department

5

Fort Saint George,
Accountt Genlks Office,
16th October 1867.

No 228

From
F. Lushington Esquire
Accountant General.

To The Chief Secretary
to Government
Fort Saint George.

Sir,

With reference to Government Order No 393, dated 28th August last, I have the honor to report that, under clause 83 of the revised Bills rules, a Public service Remittance Transfer Receipt on the Collector of Coimbatore cannot be granted to Mr Lilly for the amount of his salary for the months of April and May last, as the clause in question distinctly provides for the issue of such receipts only for bona fide public purposes, nor can a Privilege Remittance Transfer Receipt be granted with reference to clause 95 of the same rules.

2. Mr Lilly is no doubt aware that a Judicial Officer absent from his station during the adjournment of his Court is in precisely the same position as an Officer absent on Privilege leave, with this exception, that the prohibition against drawing pay until

returned

return to station has not been enforced in the case of the former because the adjournment is a compulsory leave, but this circumstance does not necessarily warrant the concession to those Officers of drawing pay at the stations at which, for their own private convenience, they may be residing during the recess. This permission, in the case of Covenanted Civil servants, is conferred only on those absent on sick leave. The fact of the Treasury Officer at Coimbatore having fallen into the mistake of paying Mr. Lilly does not, under the circumstances, seem to be a sufficient reason why Mr. Lilly should not meet the expense of replacing the money in the Coimbatore Treasury if Government agree with me in thinking that Officers similarly situated to Mr. Lilly are not entitled to draw their pay at any but the Station where they hold their appointments.

3 As regards the 2d. para of the order under reply, in accordance with the views I hold, Officers who leave their stations during the recess should in the beginning of the month following that for which pay is due, send their pay bills duly stamped and receipted, to the Treasury Officer of their own district, with a request that the money may be remitted to them, either by means of supply bills or Money Orders, whichever they choose, for which of course they will have to

to pay the premium demanded from the general public.

I have the honor to be,
Sir,
Your most obedient servant,

E. Huthwaite
Accountant General.

Copy of Letter transmitted
to C. G. of A.

Financial Department.

No. 28 Aug. 1867 48-49

Extract Proceedings of Government

From

The Accountant General

To

The Chief Secretary to Government

Fort St. George

Dated 16 October 1867

Rec'd 19

No. 2229

A. 1492

Reporting upon Mr. Libby's application to be relieved of the charge which he has been called upon to pay for having to replace the amount of two Promissory Notes for Rupees one hundred each drawn by him in favor of the Court of Small Causes Coimbatore.

Read again letter from the Judge of the Small Causes Court Combaconum, dated 12th August last No. 172 and recorded in the Proc. of 28th idem No. 398, Financial Department.

Read also the following letter from the Accountant General (Recorded 16th October 67 No. 2229)

Order thereon 5 Nov. 1867 No. 493.

N.

As it appears from the papers above referred to that the payment of Mr. Libby's salary for April and May last from the Coimbatore Treasury was made under a mis-apprehension of the Rules in force, the Governor in

in Council is pleased to direct that, as a special case, the Accountant General will arrange for the remittance of the money to the Treasury at Coimbatore.

2 To obviate any misunderstanding in future, the Accountant General is requested to notify, by Circular, to all Judicial Officers the precise course which they should follow for drawing their salaries while absent from their stations during the recess.

3 A copy of the Circular will be submitted to Government for

for publication in the Gazette.

5/9

To the Accountant General &c
" W. S. Lilly Esqre
Coimbatore

dated 8/11

Finl. 1867. Department.

No. 493

PROCEEDINGS OF GOVERNMENT.

Dated 6th November 1867